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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

715 G Street, S.E.

Washington, D.C. 20003

*Eugene T. Smith*

*Attorney at Law*

(202) 347-2363

DOCKET FILE COPY ORIGINAL

June 19, 1998

Magalie Roman Salas, Esquire  
Secretary  
Federal Communications Commission  
1919 M Street, NW  
Washington, DC 20554

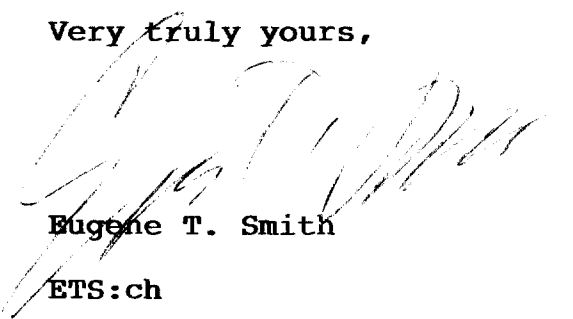
Re: Petition For Rule Making  
FM Broadcast Allotments

Dear Madame Secretary:

On behalf of Midwest Dimensions, Inc., licensee of Station WPCK (FM), Kaukauna, Wisconsin, and in accordance with § 73.202 (b) of the Commission's Rules, there are transmitted herewith for filing an original and four copies of a Petition For Rule Making seeking to change the allotment for Station WPCK (FM).

If additional information is needed, please contact the undersigned.

Very truly yours,



Eugene T. Smith

ETS:ch

Attachments

cc: Mr. James R. Coursolle (w/att.)  
Mr. Lyle Evans (w/att.)

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*MAB*

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C. 20054

**RECEIVED**

JUN 19 1998

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

IN THE MATTER OF: )  
  
AMENDMENT OF SECTION 73.202(B), ) RM  
TABLE OF ASSIGNMENTS, )  
F.M. BROADCAST STATIONS; )  
(KAUKAUNA & DENMARK, WISCONSIN) )

TO: THE COMMISSION

**PETITION FOR RULE MAKING**

Midwest Dimensions, Inc. hereby Petitions the Federal Communications Commission in Washington, D.C., to amend the FM Table of Allotments, Section §73.202(b) of the Commission's Rules and Regulations in the following manner:

<u>COMMUNITY:</u>	<u>EXISTING:</u>	<u>PROPOSED:</u>
Kaukauna, WI	285A; 276C3	276C3
Denmark, WI	NONE	285C3

Midwest Dimensions, Inc. is Licensee of FM Broadcast Station WPCCK, operating on channel 285A, at Kaukauna, Wisconsin; FCC File Number: BLH-970822KE.

The Petition requests modification of the License of WPCCK(FM) to change the Community of License from Kaukauna, Wisconsin, to Denmark, Wisconsin; and to specify Class C3

facilities for Channel 285 at Denmark. The requested change in Community of License and Class is "mutually exclusive" with FCC File Number: BLH-970822KE.

Inasmuch as Denmark, Wisconsin, residents shall be provided a first local service, the Petitioner concludes its proposed Rule Making is in the "Public Interest".

Denmark, Wisconsin, (Population 1,612), in Brown County (Population 194,594), per 1990 Census, is an incorporated village.

Denmark is administrated by a Village President directed by six Village Trustees elected by the village residents.

Denmark has its own police department, municipal water and sewer system, fire station, volunteer fire department, municipal library, post office, and four churches of various denominations.

Denmark is the principal member of the Denmark Unified School District.

Denmark's significant business and professional community provides goods and services to a vast geographical area.

The allotment of FM Channel 285C3 (104.9 MHz.) to the Village of Denmark, is in full accord with Commission Rules and Regulations, and Assignment Policy.

In support of this PETITION FOR RULE MAKING to allot

FM Channel 285C3 to the Village of Denmark, Wisconsin, Midwest Dimensions, Inc., the Petitioner, respectfully submits an Engineering Statement prepared by Lyle Robert Evans, Technical Consultant, attached hereto as Appendix I.

If the Commission goes forward to Amend 47 Code of Federal Regulations §73.202(b), to allot FM Channel 285C3 to Denmark, as Petitioned, Midwest Dimensions, Inc. shall immediately file an Application For Construction Permit For Commercial Broadcast Station (FCC Form Number: 301), specifying facilities to activate FM Channel 285C3, as allotted to the Village of Denmark.

Upon Commission "Grant" of such a Form 301 Application, Midwest Dimensions, Inc. shall promptly construct and subsequently license the permitted facility.

In accord with 47 Code of Federal Regulations §1.52, Midwest Dimensions, Inc., hereby certifies that all above information is true and correct, that there is good ground to support it, and that it is not interposed for delay.

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Respectfully submitted,

MIDWEST DIMENSIONS, INC.

June 15, 1998



---

James R. Coursolle,  
President

Midwest Dimensions, Inc.  
Licensee Station WPCF(FM)  
2401 West Waukau Ave.  
Oshkosh, WI 54904

(920) 236-4242

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PETITION FOR RULE MAKING; CONCLUDED

APPENDIX 1

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C. 20054

ENGINEERING STATEMENT

IN THE MATTER OF: ) MM DOCKET NO:

AMENDMENT OF SECTION 73.202(B), ) RM  
TABLE OF ASSIGNMENTS, )  
F.M. BROADCAST STATIONS; )  
(KAUKAUNA & DENMARK, WISCONSIN) )

TO: CHIEF, ALLOCATIONS BRANCH,  
POLICY AND RULES DIVISION,  
MASS MEDIA BUREAU.

PREPARED FOR:

**MIDWEST DIMENSIONS, INC.**

**JUNE 15, 1998**

PREPARED BY:

LYLE ROBERT EVANS  
TECHNICAL CONSULTANT  
PACER TECHNICAL SERVICE, INC.  
2450 CROOKS AVE.  
KAUKAUNA, WISCONSIN 54130

(920) 766-0200

APPLICANT: Midwest Dimensions, Inc.  
Proposed FM Ch. 285C3 Allotment  
Village of Denmark, WI

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Prepared 06/15/98

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DENMARK, WISCONSIN REFERENCE COORDINATES
4. ATTACHMENT E-B; CHANNEL 285C3 DISTANCE SEPERATION STUDY  
PROPOSED SITE COORDINATES

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TABLE OF CONTENTS; CONCLUDED

**STATE OF WISCONSIN)**

**COUNTY OF BROWN)**

**VILLAGE OF ASHWAUBENON)**

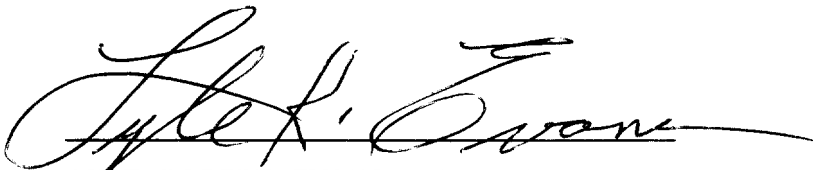
**LYLE ROBERT EVANS, BEING FIRST DULY SWORN STATES:**

**THAT HE IS A ELECTRONIC COMMUNICATIONS TECHNICAL CONSULTANT WITH OFFICES AT 2450 CROOKS AVENUE, KAUKAUNA, WISCONSIN, 54130;**

**THAT HIS QUALIFICATIONS AS AN EXPERT IN ELECTRONIC COMMUNICATIONS ENGINEERING ARE A MATTER OF RECORD WITH THE FEDERAL COMMUNICATIONS COMMISSION IN WASHINGTON, D.C.;**

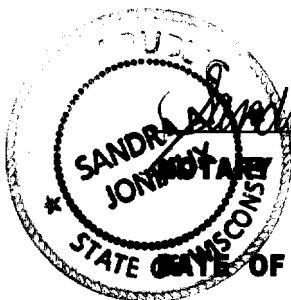
**THAT HE HAS PREPARED NUMEROUS AM, FM, MICROWAVE RADIO, TELEVISION AND TRANSLATOR APPLICATIONS WHICH HAVE BEEN PROCESSED TO GRANT BY THE FEDERAL COMMUNICATIONS COMMISSION;**

**THAT THE FOREGOING TECHNICAL REPORT WAS PREPARED BY HIM, AND ALL CALCULATIONS AND/OR MEASUREMENTS AND EXHIBITS IN THE ACCOMPANYING REPORT WERE MADE BY HIM PERSONALLY OR UNDER HIS DIRECTION, AND THAT ALL FACTS CONTAINED HEREIN ARE TRUE OF HIS PERSONAL KNOWLEDGE OR BELIEF, AND ON SUCH STATEMENTS MADE ON BELIEF, THEY ARE BELIEVED TO BE TRUE AND CORRECT.**



**LYLE ROBERT EVANS, AFFIANT**

**SUBSCRIBED AND SWORN TO BEFORE ME THIS 15'th DAY OF JUNE, 1998**



**PUBLIC**

**DATE OF COMMISSION EXPIRATION:**

*5/9/99*

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**

WASHINGTON, D.C. 20054

IN THE MATTER OF: )

AMENDMENT OF SECTION 73.202(B), )  
TABLE OF ASSIGNMENTS, )  
F.M. BROADCAST STATIONS; )  
(KAUKAUNA & DENMARK, WISCONSIN) )

TO: THE COMMISSION

**PETITION FOR RULE MAKING**

This Engineering Statement concerns the above captioned Petition For Rule Making, to which this Statement Appendix I.

Midwest Dimensions, Inc., Petitioner, retained the services of Lyle Robert Evans, Technical Consultant, to conduct engineering studies and prepare necessary Statements and Attachments to support the Petition For Rule Making of Midwest Dimensions, Inc. to amend 47 Code of Federal Regulations §73.202(b), Table of FM Allotments, to allot FM Channel 285C3 (104.9 MHz.) to the Village of Denmark, Wisconsin, as that community's first local aural broadcast service.

Midwest Dimensions, Inc. is Licensee of FM Broadcast Station WPCCK, operating on channel 285A, at Kaukauna,

DENMARK, WISCONSIN  
PROPOSED RULE MAKING  
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF ALLOTMENTS  
FM CHANNEL 285C3; 104.9 MHz.  
PETITIONER: MIDWEST DIMENSIONS, INC.

Wisconsin; FCC File Number: BLH-970822KE.

The Petition requests modification of the License of WPCCK(FM) to change the Community of License from Kaukauna, Wisconsin, to Denmark, Wisconsin; and to specify Class C3 facilities for Channel 285 at Denmark. The requested change in Community of License and Class is "mutually exclusive" with FCC License File Number: BLH-970822KE, (See Attachment E-A and E-B, FM Broadcast Station WPCCK).

The Village of Denmark, Wisconsin, reference geographic coordinates specified in the National Atlas of the United States of America, published by the U.S. Department of the Interior Geological Survey are: 44°-20'-48" North Latitude, 87°-49'-42" West Longitude.

Attachment E-A to this Engineering Statement, an FM Channel 285C3 Distance Separation study, with the Village of Denmark geographic reference coordinates as base, sets forth all FM Broadcast Station assignments, applications and allotments relating to an allotment of FM Channel 285C3 at Denmark, with distance in kilometers and bearing in degrees True from the village reference coordinates.

This Attachment E-A displays allotment of FM Channel 285C3 to Denmark, Wisconsin, not in compliance with applicable

DENMARK, WISCONSIN  
PROPOSED RULE MAKING  
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF ALLOTMENTS  
FM CHANNEL 285C3; 104.9 MHz.  
PETITIONER: MIDWEST DIMENSIONS, INC.

minimum distance separation requirements set forth in 47 Code of Federal Regulations §73.207, relative to Co-channel FM Broadcast Station WTKM-FM, Hartford, Wisconsin; FCC File Number: BLH-920413KC.

To allot channel 285C3 to Denmark and comply with requirements of 47 C.F.R. §73.207, it is necessary to restrict an antenna/tower (transmitter site) location 21.6 kilometers distant at a bearing of 70.8 degrees True from the Village of Denmark reference coordinates.

Attachment E-B to this Engineering Statement, an FM Channel 285C3 Distance Separation study, with restricted illustrative site coordinates: 44°-24'-38" North Latitude, 87°-34'-20" West Longitude, as base, sets forth all FM Broadcast Station assignments, applications and allotments relating to a restricted allotment of FM Channel 285C3 at Denmark, with distance in kilometers and bearing in degrees True from the village reference coordinates.

This Attachment E-B displays a restricted allotment of FM Channel 285C3 to Denmark, Wisconsin, in complete compliance with applicable minimum distance separation requirements set forth in 47 Code of Federal Regulations §73.207.

DENMARK, WISCONSIN  
PROPOSED RULE MAKING  
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF ALLOTMENTS  
FM CHANNEL 285C3; 104.9 MHz.  
PETITIONER: MIDWEST DIMENSIONS, INC.

Several ideal transmitter sites exist, and are available, from which requisite "Principal Community" (70.0 dBu or 3.16 mV/m Contour) coverage can be provided to the entire Village of Denmark, Wisconsin.

#### CONCLUSION

Allotment of FM Channel 285C3 to Denmark, Wisconsin, can be accomplished with no channel substitutions, and an antenna/tower (transmitter site) location restriction.

No multiple community "tinkering with the table" is required to allot FM Channel 285C3 at Denmark, Wisconsin.

Midwest Dimensions, Inc. proposed amendment of 47 Code of Federal Regulations §73.202(b), Table of FM Allotments, shall provide residents of Denmark and vicinity a first local aural broadcast service.

The most recent applicable FCC Rules and Regulations have been used in the preparation of this Engineering Statement.

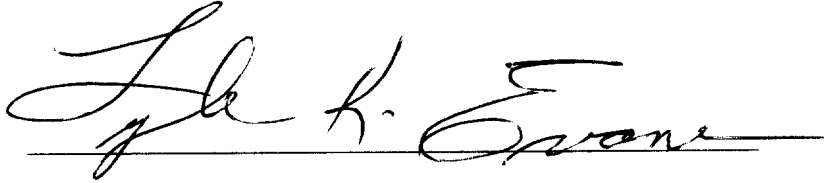
It is believed to conform to the Commission's Technical Standards.

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DENMARK, WISCONSIN  
PROPOSED RULE MAKING  
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF ALLOTMENTS  
FM CHANNEL 285C3; 104.9 MHz.  
PETITIONER: MIDWEST DIMENSIONS, INC.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Lyle R. Evans", written over a horizontal line.

Lyle R. Evans,  
Technical Consultant to:  
Midwest Dimensions, Inc.

June 15, 1998

Lyle Robert Evans  
Technical Consultant  
2450 Crooks Ave.  
Kaukauna, Wisconsin 54130  
(920) 766-0200

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ENGINEERING STATEMENT; CONCLUDED

ATTACHMENT E-A

PAGE 1 OF 2

FM CHANNEL 285C3 DISTANCE SEPERATION STUDY

LOCATION: DENMARK, WISCONSIN  
SERVICE: COMMERCIAL FM  
CHANNEL: 285  
FREQUENCY: 104.9 MHz.  
ZONE: II  
CLASS: C3  
COORDINATES: 44°-20'-48" N.L., 87°-49'-42" W.L. (DENMARK REFERENCE COORDINATES)  
APPLICANT: MIDWEST DIMENSIONS, INC.  
CALL SIGN: WPCK  
FCC FILE NO: BLH-970822KE  
DATE: JUNE 12, 1998

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP (KW) HAAT (M)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WROE (FM) LIC	NEENAH-MENASHA WI	BLH-950920KB	232C3 94.3	13.00 140.00	44-09-30 88-17-03	253.2	56.77 42.77	14.0 CLEAR
WECB (FM) CP	SEYMOUR WI	BMPH-931230IC	282A 104.3	2.80 103.00	44-31-26 88-19-56	296.4	44.69 2.69	42.0 CLEAR
WXER (FM) LIC	PLYMOUTH WI	BLH-920706KD	283A 104.5	6.00 100.00	43-43-32 88-03-07	194.6	71.30 29.30	42.0 CLEAR
WYKX (FM) CP	ESCANABA WI	BMPH-911120IE	284C 104.7	100.00 300.00	45-59-00 87-21-39	11.2	185.70 9.57	176.0 CLEAR
WTKM (FM) LIC	HARTFORD WI	BLH-920413KC	285A 104.9	5.80 91.00	43-16-48 88-23-02	200.8	126.66 -15.34	142.0 SHORT
WPCK (FM) LIC	KAUKAUNA WI	BLH-970822KE	285A 104.9	3.10 141.00	44-15-28 88-11-43	251.4	30.90 -111.10	142.0 SHORT*

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FM CHANNEL 285C3 DISTANCE SEPERATION STUDY

LOCATION: DENMARK, WISCONSIN  
SERVICE: COMMERCIAL FM  
CHANNEL: 285  
FREQUENCY: 104.9 MHz.  
ZONE: II  
CLASS: C3  
COORDINATES: 44°-20'-48" N.L., 87°-49'-42" W.L. (DENMARK REFERENCE COORDINATES)  
APPLICANT: MIDWEST DIMENSIONS, INC.  
CALL SIGN: WPCK  
FCC FILE NO: BLH-970822KE  
DATE: JUNE 12, 1998

-----END FM CHANNEL 285C3 DISTANCE SEPERATION STUDY-----

NOTES: (\*) The assignment whose indicated distance separation status is followed by a asterisk(\*) is the Licensed FM Broadcast Station WPCK(FM), at Kaukauna, Wisconsin, which the Petitioner requests to change the Community of License to Denmark, Wisconsin; and to specify Class C3 facilities for Channel 285 at Denmark.

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ENGINEERING STATEMENT, ATTACHMENT E-A; CONCLUDED.

ATTACHMENT E-B

PAGE 1 OF 2

FM CHANNEL 285C3 DISTANCE SEPERATION STUDY

LOCATION: DENMARK, WISCONSIN  
 SERVICE: COMMERCIAL FM  
 CHANNEL: 285  
 FREQUENCY: 104.9 MHz.  
 ZONE: II  
 CLASS: C3  
 COORDINATES: 44°-24'-38" N.L., 87°-34'-20" W.L. (PROPOSED SITE COORDINATES)  
 APPLICANT: MIDWEST DIMENSIONS, INC.  
 CALL SIGN: WPCCK  
 FCC FILE NO: BLH-970822KE  
 DATE: JUNE 12, 1998

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP(KW) HAAT(M)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WROE (FM) LIC	NEENAH-MENASHA WI	BLH-950920KB	232C3 94.3	13.00 140.00	44-09-30 88-17-03	243.9	63.37 49.37	14.0 CLEAR
WECB (FM) CP	SEYMOUR WI	BMPH-931230IC	282A 104.3	2.80 103.00	44-31-26 88-19-56	282.1	61.78 19.78	42.0 CLEAR
WXER (FM) LIC	PLYMOUTH WI	BLH-920706KD	283A 104.5	6.00 100.00	43-43-32 88-03-07	206.9	85.27 43.27	42.0 CLEAR
WYKX (FM) CP	ESCANABA WI	BMPH-911120IE	284C 104.7	100.00 300.00	45-59-00 87-21-39	5.3	175.58 -0.42	176.0 SHORT#
WTKM (FM) LIC	HARTFORD WI	BLH-920413KC	285A 104.9	5.80 91.00	43-16-48 88-23-02	207.7	141.56 -0.44	142.0 SHORT#
WPCCK (FM) LIC	KAUKAUNA WI	BLH-970822KE	285A 104.9	3.10 141.00	44-15-28 88-11-43	251.3	52.51 -89.49	142.0 SHORT*

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FM CHANNEL 285C3 DISTANCE SEPERATION STUDY

LOCATION: DENMARK, WISCONSIN  
SERVICE: COMMERCIAL FM  
CHANNEL: 285  
FREQUENCY: 104.9 MHz.  
ZONE: II  
CLASS: C3  
COORDINATES: 44°-24'-38" N.L., 87°-34'-20" W.L. (PROPOSED SITE COORDINATES)  
APPLICANT: MIDWEST DIMENSIONS, INC.  
CALL SIGN: WPCK  
FCC FILE NO: BLH-970822KE  
DATE: JUNE 12, 1998

-----END FM CHANNEL 285C3 DISTANCE SEPERATION STUDY-----

- NOTES: (\*) The assignment whose indicated distance separation status is followed by a asterisk(\*) is the Licensed FM Broadcast Station WPCK(FM), at Kaukauna, Wisconsin, which the Petitioner requests to change the Community of License to Denmark, Wisconsin; and to specify Class C3 facilities for Channel 285 at Denmark.
- (#) The assignments whose indicated distance separation status is followed by a "pound" sign (#) comply with applicable Commission "minimum distance separation requirements" for FM allotments and assignments by utilization of "5/4" rounding.

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ENGINEERING STATEMENT, ATTACHMENT E-B; CONCLUDED.